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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING

RESERVATION OVER A PENDING (PATENTIAL)

PTO/SB/25 (04-07)

Approved for use through 09/30/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING

Docket Number (Optional)

REJE	CTION OVER A	PENDING "RI	EFERENCE" A	PPLICATION		SENS0002
In re Application of:	Donald HETZEL					
Application No.:	10/702,236			• • •		
Filed:	November 05, 2003			•	• •	
For:	A Method for Scree	ning for Disorder f	o Glucose Metabo	lism		
on 11/05/2003 application may be shereby agrees that	below, the terminal post the full statutory to the full statutory to the full statutory to the full statutory to the full statutory and the full statutory and the full statutory are not the full statutory and the full statutory are not the full statutory and the full statutory are not the full statutory and the full statutory are not the full statutory and the full statutory are not the full statutory and the full statutory are not the full statutory and the full statutory are not the full statutory and the full statutory are not the full statutory and the full statutory are not the full statutory to the full statutory are not statutory and the full statutory to the full statutory are not statutory and the full statutory are not statutory to the full statutory and the full statutory are not statutory and the full statutory are not statutory and the full statutory are not statutory are not statutory and the full statutory are not statutory and the full statutory are not statutory are not statutory are not statutory and the full statutory are not statutory are not statutory and the full statutory are not statutory are not statutory and the full statutory are not statutory are not statutory and the full statutory are not statutory and the full statutory are not statutory and the full statutory are not statutory are not statutory and the full statutory are not statutory and the full statutory are not statutory are n	rm of any patent g erm is defined in 3 minet disclaimer fil d on the instant ap re commonly owne	ranted on pending 5 U.S.C. 154 and led prior to the gra oblication shall be	nt granted on the in reference Applicat 173, and as the tent of any patent on tenforceable only for	stant application Number rm of any page to the pending of a pending of a pending of a pending of a pending of the pending of	nt application hereby disclaims, ation which would extend beyond 10/702,710 filed atent granted on said reference reference application. The owner such period that it and any patent on the instant application and is
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Check either box 1	or 2 below, if approp	riate.			• .	
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statements may jeo	pardize the validity o	t the application or	any patent issued	thereon.		
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		·		hael A. Glenn		
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Terminal discla	imer fee under 37 C	FR 1.20(d) is inclu	ded.			
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TERMINAL DISCLAIMER TO OBVIATE A PROVISIONAL DOUBLE PATENTING REJECTION OVER A PENDING "REFERENCE" APPLICATION

A Method for Screening for Disorder to Glucosa Metabolism

Docket Number (Optional) SENS0002

Application No.:

Filed:

For:

In re Application of: Donald HETZEL

10/702,236

November 05, 2003

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SEP 1 8 4007

The owner", Sensys Medical, Inc. of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond on 11/05/2003 as provided below, the terminal part of the stationy term of any patent granted on the instant application which several beyond the expiration date of the full statutory term of any patent granted on pending reference Application Number 10/702,710 filed on 11/05/2003 as such term is defined in 35 U.S.C. 154 and 173, and as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the grant of any patent on the pending reference application. The owner hereby agrees that any patent so granted on the Instant application shall be enforceable only for and during such period that it and any patent granted on the reference application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns. In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 and 173 of any patent granted on said reference application, "as the term of any patent granted on said reference application may be shortened by any terminal disclaimer filed prior to the

application, as the term of any patent granted on said reference application may be shortened by any terminal disclaimen med prior to the grant of any patent on the pending reference application; in the event that: any such patent: granted on the pending reference application: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whote or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

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I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2.	\square	The undersigned is an attorney or agent of record.	Reg. No. 30.176
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	Ji ————————————————————————————————————	09/18/2007
	Signature	Date
	Michael A. Glenn	
	Typed or printed name	0
		650-474-8400
•		Telephone Number

Terminal disclaimer fee under 37 CFR 1.20(d) is included.

*Please charge deposit account 07-1445 for the small entity fee of \$65.00. A duplicate copy is attached for accounting purposes.**

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"Statement under 37 CFR 3.73(b) is required if terminal disclaimer is signed by the assignee (owner). Form PTO/SB/96 may be used for making this statement. See MPEP § 324.

This collection of information is required by 37 CFR 1.321. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS, SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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